IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.78 OF 2006
WITH
CIVIL APPLICATION NO.90 OF 2006

Mrs. Sarala Devi & Ors. ..Appellants.

V/s.

Mrs.Kavita Rajan & Ors. ..Respondents.

Mr. Deepak Chitnis i/b. Chitnis Vaity & Co. for appellants.

Mr.Malandkar for BMC.

Mr.T.N.Subramanium a/w Niranjan Pandit, Paresh Shah, Ms.Pooja Bhatia i/b Shah & Sanghavi for respondent Nos. 2 and 5.

CORAM: A.M.KHANWILKAR,J

DATE : MARCH 31, 2006.

P.C. :

1. Counsel for the parties have tendered consent terms duly signed by the parties as well as their advocates. The parties have agreed for resolution of all the differences as per the terms recorded in the consent terms. Respective parties are present in the court and affirm that they have signed the consent terms with full understanding. Undertaking given by the respective parties as recorded in the consent terms is accepted. This appeal is disposed of in terms of consent terms.

2. It will be open to the parties to apply to the trial court inviting formal order of withdrawal of the suit in terms of this consent terms as also notice of motion taken out for initiating contempt action which has been agreed by the parties.

3. The Consent terms have been signed for and/or on behalf of the appellant by power of attorney. Power of attorney of the appellant is tendered, taken on record and to be appended to the consent terms which is marked "X" for identification.

4. Appeal as well as civil application disposed of on the above terms.